

DAVID C. FARMER 3946-0
225 Queen Street, Suite 15A
Honolulu, Hawaii 96813
Telephone: 222-3133

Attorney for Plaintiff
MOUNTAIN WEST CONFERENCE

FIRST DISTRICT COURT
STATE OF HAWAII
FILED

2003 OCT 27 AM 10:59

F. OTAKE
CLERK

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

MOUNTAIN WEST CONFERENCE,

Plaintiff,

VS.

ALOHA SPORTS, INC.,

Defendant.

S.P. NO. 03-1-0432 (RWP)

EXEMPLIFIED FOREIGN JUDGMENT;
AFFIDAVIT OF DAVID C. FARMER;
EXHIBIT "A"

EXEMPLIFIED FOREIGN JUDGMENT

MOUNTAIN WEST CONFERENCE, by and through its attorney David C. Farmer, hereby files with the Circuit Court of the First Circuit, State of Hawaii, pursuant to Hawaii Revised Statutes Chapter 636C, Uniform Enforcement of Foreign Judgments Act, an exemplified copy of the following Order on Plaintiff's Motion for Summary Judgment and Amended Final Judgment, filed in the Superior Court, King County, Washington, in Case No. 03-2-20959-7 SEA, and attached hereto as Exhibit "A."

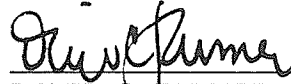


I do hereby certify that this is a full, true and correct copy of the original on file in this office.

Clerk, Circuit Court, First Circuit

EXHIBIT - 60 -

DATED: Honolulu, Hawaii; OCTOBER 27, 2003.



DAVID C. FARMER
Attorney for Plaintiff
MOUNTAIN WEST CONFERENCE

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

MOUNTAIN WEST CONFERENCE,)	S.P. NO. _____
)	
Plaintiff,)	
)	AFFIDAVIT OF DAVID C. FARMER
vs.)	
)	
ALOHA SPORTS, INC.,)	
)	
Defendant.)	
)	
)	

AFFIDAVIT OF DAVID C. FARMER

STATE OF HAWAII)	
)	SS.
CITY AND COUNTY OF HONOLULU)	

DAVID C. FARMER, being first duly sworn on oath, deposes and says as follows:

1. I am counsel for Plaintiff herein. I make this affidavit based upon personal knowledge and am competent to testify to the matters herein.

2. Attached hereto as Exhibit "A" is a true and correct copy of Order on Plaintiff's Motion for Summary Judgment and Amended Final Judgment, filed in the Superior Court, King County, Washington, in Case No. 03-2-20959-7 SEA, certified by Barbara Miner, County Clerk of the Superior Court, King County, State of Washington, and by the Honorable Richard D. Eadie, Judge of the Superior Court, King County, State of Washington, showing that, on or about June 20, 2003, Order Granting Summary Judgment Against Defendant Aloha Sports and in Favor of Plaintiff Mountain West

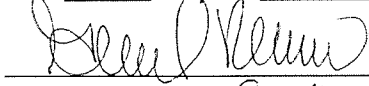
Conference was entered, in the principal amount of TWO HUNDRED FIFTY THOUSAND and No/100 Dollars (\$250,000.00) and interest in the amount of ELEVEN THOUSAND FIVE HUNDRED SIX and 60/100 Dollars (\$11,506.60), which was amended September 26, 2003 by Amended Judgment, adding attorney's fees in the amount of FOUR THOUSAND NINE HUNDRED SEVENTY THREE and No/100 DOLLARS (\$4,973.00) and costs in the amount of ONE HUNDRED NINTY FIVE DOLLARS and No/100 DOLLARS (\$195.00). Post-judgment interest accrues under Washington law at the rate of 12% per annum.

FURTHER AFFIANT SAITH NAUGHT.



DAVID C. FARMER

Subscribed and sworn to before me
this 21st day of October 2003,



Print Name: GENAL PERRIN
Notary Public, State of Hawaii

My Commission expires: July 01, 2005

MOUNTAIN WEST CONFERENCE GNLV, CORP vs. ALOHA SPORTS, INC., Exemplified
Foreign Judgment



Superior Court of Washington
County of King

MOUNTAIN WEST CONFERENCE,

Plaintiff, No: 03-2-20959-7 SEA

vs.

ALOHA SPORTS, INC.,

Defendant.

CERTIFICATE OF EXEMPLIFICATION

I, BARBARA MINER County Clerk of the Superior Court, King County, State of Washington, certify that I have compared the copy/copies listed below with the original on record in my office and the attached is a true copy of said original. I further certify that RICHARD D. EADIE, whose genuine signature appears below is and was at the time of signing, Presiding Judge of the Superior Court, King County, State of Washington.

I, RICHARD D. EADIE, Judge of the Superior Court, King County, State of Washington, the same being a court of record, do hereby certify that BARBARA MINER, whose genuine signature appears below is and was at the time of signing, Clerk of the Superior Court of King County, State of Washington and the legal custodian of records and seal of said Superior Court. I further certify that this attestation is in proper form according to the laws of the State of Washington.

WITNESS my hand this October 7, 2003

(SEAL)

Richard D. Eadie
Richard D. Eadie

SUPERIOR COURT PRESIDING JUDGE

WITNESS my hand this October 7, 2003

(SEAL)

(SEAL)

Barbara Miner

SUPERIOR COURT CLERK

Document Title: 1) ORDER ON PLTF'S MOTION FOR SUMMARY JUDGMENT 2) AMENDED FINAL JUDGMENT

CERTIFICATE OF EXEMPLIFICATION

(U.S. Code (1776) Title 28; Section 738, RCW 2.32.050, RCW 5.44.010 & CR 44)

rev 2/97 mail merge

EXHIBIT "A"

SUPERIOR COURT OF WASHINGTON - COUNTY OF KING

ABSTRACT OF JUDGMENT

TITLE: MOUNTAIN WEST CONFERENCE VS ALOHA SPORTS INC - \$266,674.60

JUDGMENT NUMBER: 03-9-29046-2

CASE NUMBER: 03-2-20959-7

SIGNED BY: JUDGE JOHN ERLICK

DATE SIGNED: 06/20/2003

DATE FILED: 06/20/2003

EFFECTIVE DATE: 06/20/2003

NOTE:

-----ORIGINAL PARTIES TO ACTION-----
PLAINTIFF: MOUNTAIN WEST CONFERENCE
DEFENDANT: ALOHA SPORTS
ATTY FOR PLA. / PETITIONER: HENRY, ROBERT JASON
ATTY FOR DEFENDANT: ALOHA SPORTS-----JUDGMENT DEBTORS-----
DEBTOR: ALOHA SPORTS INC-----JUDGMENT CREDITORS-----
CREDITOR: MOUNTAIN WEST CONFERENCE-----ATTORNEY(S) FOR CREDITOR-----
ATTY CR: HENRY, ROBERT JASON

DATE	EXECUTION DOCKET	\$ AMOUNT
06/20/2003	ORDER GRANTING SUMMARY JUDGMENT	
	AGAINST DEFT, ALOHA SPORTS INC & IN FAVOR OF	
	PLTF, MOUNTAIN WEST CONFERENCE	250,000.00
	INTEREST FROM 2-1-03	11,506.60
	ATTY FEES & COSTS - TBD	
	TOTAL: \$261,506.60	
	INT @ 12% PER A	
08/27/2003	EXEMPLIFIED COPY ISSUED	8.00
09/26/2003	AMENDED JUDGMENT	
	ADDS THE FOLLOWING:	
	ATTY FEES	4,973.00
	COSTS	195.00
	INT @ 12% PER A FROM 6-20-03	
10/07/2003	EXEMPLIFIED COPY ISSUED	11.00

KING SUPERIOR COURT - ABSTRACT OF JUDGMENT - 03-9-29046-2 PAGE 2

I, PAUL L. SHERFEY, CLERK OF THE SUPERIOR COURT IN AND FOR KING COUNTY, STATE OF WASHINGTON, DO HEREBY CERTIFY THAT THE ABOVE IS A FULL, TRUE AND CORRECT ABSTRACT OF JUDGMENT IN THE ABOVE ENTITLED ACTION AS THE SAME APPEARS OF RECORD IN MY OFFICE.

WITNESS MY HAND AND THE SEAL OF THE SAID SUPERIOR COURT AT MY OFFICE IN SEATTLE, THIS 7TH DAY OF OCTOBER, 2003.

PAUL L. SHERFEY, SUPERIOR COURT CLERK

BY 

DEPUTY CLERK

FILED

2003 JUN 20 PM 12:31

KING COUNTY
SUPERIOR COURT CLERK
SEATTLE WA

Honorable John Erlick

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
COUNTY OF KING

MOUNTAIN WEST CONFERENCE,

Plaintiff,

v.

ALOHA SPORTS, INC.,

Defendant.

NO. 03-2-20959-7 SEA

ORDER ON PLAINTIFF'S MOTION
FOR SUMMARY JUDGMENT

JUDGMENT SUMMARY

JUDGMENT CREDITOR:

Mountain West Conference

Attorney for Creditor:

Robert J. Henry
Lasher Holzappel Sperry & Ebberson, PLLC
2600 Two Union Square
601 Union St.
Seattle, WA 98101-5000
(206) 624-1230

Judgment Principal	\$250,000.00
Interest at 12% per annum (From Feb. 1, 2003)	\$11,506.60
Cost of Suit	To be determined
Attorney's Fees	To be determined
TOTAL JUDGMENT	\$261,506.60

1 Post-judgment interest rate of 12% per annum.
2 Plaintiff is entitled to post-judgment attorney's fees and costs.

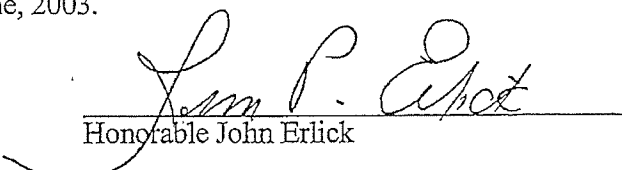
3 JUDGMENT DEBTOR(S): **Aloha Sports, Inc.**
4 Attorney for Debtors: **Jared Karstetter**

5 THE COURT, having reviewed Plaintiff's Motion for Summary Judgment and supporting
6 declarations; Defendant's Response to Plaintiff's motion and supporting declarations, if any; and
7 Plaintiff's Reply, if any; and the records and pleadings filed herein; and it appearing that the
8 Defendant is liable as a matter of law for breach of its Agreement with Plaintiff, it is hereby

9 ORDERED AND ADJUDGED that the Plaintiff's Motion for Summary Judgment is hereby
10 GRANTED; that Defendant Aloha Sports, Inc. is liable to Plaintiff Mountain West Conference for
11 breach of contract as a matter of law; and the Plaintiff shall have judgment against Defendant in the
12 amount of \$250,000.00, plus pre-judgment of \$11,506.60; and it is;

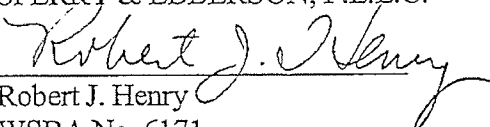
13 FURTHER ORDERED AND ADJUDGED that Plaintiff is entitled to an award of a
14 reasonable attorney fee and shall submit to this Court a cost bill and fee request with Findings of
15 Fact and Conclusions of Law regarding attorneys' fees and costs.

16 DATED this 20th day of June, 2003.

17 
Honorable John Erlick

18 Presented by:

19 LASHER, HOLZAPFEL,
20 SPERRY & EBBERSON, P.L.L.C.

21 
22 Robert J. Henry
23 WSBA No. 6171
24 Attorney for Plaintiff
25

FILED

03 SEP 26 AM 10:20

KING COUNTY
SUPERIOR COURT CLERK
SEATTLE, WA

The Honorable John Erlick
Motion Noted for September 16, 2003
Without Oral Argument

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
COUNTY OF KING

MOUNTAIN WEST CONFERENCE,

Plaintiff,

v.

ALOHA SPORTS, INC.,

Defendant.

NO. 03-2-20959-7 SEA

AMENDED FINAL JUDGMENT

Clerk's Action Required

JUDGMENT SUMMARY

1. Judgment Creditor: Mountain West Conference
2. Judgment Debtor: Aloha Sports, Inc.
3. Principal Judgment Amount: \$ 250,000.00
4. Interest to Date of Judgment:
(to June 20, 2003) \$ 11,506.60
5. Attorney's Fees: \$ 4973.00
6. Costs: \$ 195.00
7. Other Recovery Amounts: \$ - 0 -

ORIGINAL

- 1 8. Principal Judgment Amount: Shall Bear Interest at 12% Per Annum from and
2 after June 20, 2003.
- 3 9. Attorney's Fees, Costs and Other Recovery Amounts: Shall Bear Interest at 12%
4 Per Annum from and after the date of this Judgment.
- 5 10. Attorney for Judgment Creditor: Robert J. Henry of Lasher Holzapfel Sperry &
6 Ebberson, P.L.L.C.

7 THIS MATTER came on regularly and duly upon the motion of Mountain West
8 Conference for an award of attorney fees and costs, in amendment to the money judgment
9 previously entered herein on June 20, 2003, and the court having heretofore entered its Findings
10 of Fact and Conclusions of Law, IT IS HEREBY

11 ORDERED, ADJUDGED AND DECREED that the plaintiff Mountain West Conference
12 is awarded judgment against defendant Aloha Sports, Inc. in the amount \$ 4973.00 for
13 reasonable attorney fees and in the amount of \$ 195.00 for costs of litigation; and it is

14 FURTHER ORDERED, ADJUDGED AND DECREED that the above judgment for
15 attorney fees and costs shall bear interest from date of entry until paid at the rate of 12% per
16 annum, and it is

17 FURTHER ORDERED, ADJUDGED AND DECREED that the judgment previously
18 entered herein on June 20, 2003 is hereby amended to include the award of attorney fees and
19 costs. The Court previously entered judgment in the principal amount of \$250,000.00 together
20 with prejudgment interest of \$11,506.00. The principal judgment shall bear interest at 12% per
21 annum from and after June 20, 2003.

22 DONE IN OPEN COURT this 23rd day of September, 2003.

23 
24 JUDGE JOHN ERLICK
25

1
2 Presented by:

3 Lasher Holzapfel
4 Sperry & Ebberson P.L.L.C.

5 
6 Robert J. Henry, WSBA 6171
7 Attorney for Mountain West Conference
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AMENDED FINAL JUDGMENT - 3
{R:\Clients\11600\S212005.DOC}

LASHER	2600 TWO UNION SQUARE
HOLZAPFEL	601 UNION STREET
SPERRY &	SEATTLE, WA 98101-4000
EBBERSON	(206) 624-1230 FAX (206) 340-2563

PLLC

DAVID C. FARMER 3946-0
225 Queen Street, Suite 15A
Honolulu, Hawaii 96813
Telephone: 222-3133

Attorney for Plaintiff
MOUNTAIN WEST CONFERENCE

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

MOUNTAIN WEST CONFERENCE,)	S.P. NO. _____
)	
Plaintiff,)	
)	NOTICE OF FILING EXEMPLIFIED
vs.)	FOREIGN JUDGMENT
)	
ALOHA SPORTS, INC.,)	
)	
Defendant.)	
)	
_____)	

NOTICE OF FILING EXEMPLIFIED FOREIGN JUDGMENT

TO: Aloha Sports, Inc.
5251 Papai Street
Honolulu, Hawaii 96821

Pursuant to the provisions of the Hawaii Revised Statutes, Section 636C-4(b),
NOTICE IS HEREBY GIVEN of the docketing of the judgment in this court.

DATED: Honolulu, Hawaii; _____.

BY ORDER OF THE COURT

Clerk of the Above-Entitled Court